

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Revenue Department - Village Revenue Officers - Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District, now retired from service as Village Administrative Officer - Allegation of demand and acceptance of bribe - Trapped by the A.C.B. Officials on 28-01-2004 - Convicted by the Prl.Spl.Judge for SPE & ACB Cases, Hyderabad in C.C.No.65 of 2005 - Punishment to with-hold eligible gratuity benefits - Awarded - Orders - Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No. 631

Dated:16-07-2010.

Read the following:

- 1) From the DG, ACB, Hyderabad, Lr.Rc.No.34/RCT-NMD/2004, Dt.29-07-2004.
- 2) G.O.Ms.No.273, PR & RD (Vig.III-A) Dept., Dt.20-07-2005.
- 3) Judgment, Dt.27-11-2009 of the Court of Prl.Spl.Judge for SPE & ACB Cases, Hyderabad in C.C.No.65/2005.
- 4) Govt.Memo.No.2131/Vig.III-A/2004-9, P.R. & R.D.(Vig.III-A) Dept., Dt.04-01-2010.
- 5) Proceedings No.A3/VS/299/2010, Dt.23-02-2010 of the District Collector, Medak District at Sangareddy.
- 6) From the P.R.& R.D.(Vig.VII-A) Dept., U.O.Note No.2131/Vig.III-A/2004-10, Dt.18-05-2010.

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ORDER:

Whereas, the Director General, Anti-Corruption Bureau, Hyderabad has informed that Sri Kulakarni Kishan Rao, S/o.Sri Bhau Rao, while working as Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District was trapped by the Anti-Corruption Bureau Officials on 28-01-2004 on the allegation of demand and acceptance of an amount of Rs.400/- as bribe from the complainant for showing official favour. As prima facie case has been established for initiation of disciplinary action, the case was entrusted to the Principal Special Judge for SPE & ACB Cases, Hyderabad for inquiry.

2. And whereas, in the ref. 3rd read above, the Principal Special Judge for Special Police Establishment & Anti Corruption Bureau cases, Hyderabad delivered Judgment on 27-11-2009 in C.C.No.65 of 2005 and found him guilty for the charges framed against him under sections 7 and 13(1)(d) read-with section 13(2) of the Prevention of Corruption Act, 1988, and consequently he is convicted under Section-248(2) Cr.P.C.; and further ordered to undergo Rigorous Imprisonment for a period of one year and to pay a fine of Rs.500/- and in default, to undergo one month simple imprisonment, for the offences punishable under each of the sections 7 and 13(2) r/w 13(1)(d) of the Prevention of Corruption Act, 1988. Both the sentences of imprisonment imposed on t he A.O. are ordered to be run concurrently.

3. And whereas, the Government in Panchayat Raj and Rural Development Department have directed the District Collector, Medak District at Sangareddy to dismiss Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District at Sangareddy from Government Service with immediate effect in terms of clause (i) of Rule-25 of the A.P.C.S. (CC&A) Rules, 1991 as he is going to retire from service on 31-01-2010 vide reference 4th read above.

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4. And whereas, in the reference 5th read above, the District Collector, Medak District at Sangareddy issued orders dismissing Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District at Sangareddy from Government Service after his retirement on 31-01-2010.

5. And whereas, in the ref. 6th read above, the Government in Panchayat Raj and Rural Development Department have transferred the case to the Revenue Department with a request to take necessary action, keeping in view of G.O.Ms.No.369, PR & RD (Mdl.II) Dept., Dt.12-12-2001 and G.O.Ms.No.105, Revenue (VA.I) Dept., Dt.31-01-2007 as the dismissal orders issued by the District Collector, Medak District at Sangareddy has no effect after the retirement of Charged Officer.

6. Government, after careful examination of the matter, have decided to impose a punishment of withholding eligible gratuity benefits in full, in respect of the Charged Officer Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District at Sangareddy, now retired from service.

7. Now, therefore, in exercise of the powers conferred under Rule-9 of the A.P.Revised Pension Rules, 1980 read-with G.O.Ms. No.442, Finance, Dated 25-09-2003, Government in supercession of the orders issued in the reference 5th read above, hereby order to withhold gratuity in full of the Charged Officer Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village, Zaheerabad Mandal, Medak District at Sangareddy, now retired from service.

8. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad / District Collector, Medak District at Sangareddy shall take necessary action accordingly, and report the action taken in the matter, to the Government, immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.Kishan Rao, formerly Panchayat Secretary, Govindapur Village,
Zaheerabad Mandal, Medak District at Sangareddy, now retired from
service **through** the District Collector, **Medak District at Sangareddy**.
The District Collector, **Medak District at Sangareddy**.

(He is requested to serve this Order and obtain dated signature of the individual and submit the same to the Government for taking further action in the matter.)

The Chief Commissioner of Land Administration, A.P., Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, A.P., Hyderabad.

Sf/Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER